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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. ROHINI

WRIT PETITION NO : 24700 of 2004

Between:

Birender Kumar Sharma S/o Rameshwar Singh
R/o 6-3-164/3/9/6, Prem Nagar, Khairatabad, Hyderabad

..... PETITIONER

AND

1 The State of A.P., rep by Principal Secretary Home Department, Secretariat,
Hyderabad
2 The Deputy Commissioner of Police West Zone, Masab Tank, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or Direction particular in the nature of Writ of Mandamus declaring the inaction of the respondent No.2 in not re-registering his gun licence is arbitrary, illegal, unjust and violative of Art 19(1)(f) of the Constitution of India and consequently direct the respondent NO. 2 to re-register/renewal the gun licence of he petitioner and pass such other order or orders.

Counsel for the Petitioner:MR.C.M.R.VELU

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following :

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ORDER:

Petitioner seeks a declaration that the alleged inaction on the part of the respondents in not
re-registering his gun licence in pursuance of his representation dated 01-12-2002 as arbitrary and illegal.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Home appearing for the respondents.

Having without expressing any opinion of the learned Government Pleader for Home without expressing any opinion with regard to the entitlement of the petitioner for re-registration of the arms licence, the writ petition is disposed of with a direction to the respondents to consider the representation of the petitioner dated 01-12-2002 and to pass appropriate orders in accordance with law as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. No costs.

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G. ROHINI

31st December, 2004

BJ/

To

1 The State of A.P., rep by Principal Secretary Home Department, Secretariat,
Hyderabad
2 The Deputy Commissioner of Police West Zone, Masab Tank, Hyderabad

3. Two CCs to G.P. for Home, High Court Bldgs,Hyderabad.

4. Two C.D. copies.

THE HON'BLE MS. JUSTICE G. ROHINI

W.P.No. of 2004

31st December, 2004

Note: Operative portion by wire